THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.23961 OF 2006

Date: 15-12-2006

Between:
G.Latchi Raju, s/o late Rama Raju,
aged 44 years, Occ: business,
R/oplot No.205, Vasanth Nagar,
Kupatpally, Hyderabad.

... Petitioner.

And

The Hyderabad Urban Development Authority
Rep. by its Vice Chairman,
Begumpet, Hyderabad.

... Respondent.

* * *

ORDER:

Heard Sri P.Sri Raghuram, learned counsel representing the writ petitioner and Sri T.Niranjan Reddy, learned Standing Counsel representing the respondent.

2. The writ petition is filed for a writ of Mandamus declaring action of the respondent in interfering with the possession and construction activity of the petitioner in plot No.58, survey No.233, Nizampet village, Qutubbullapur Mandal, Ranga Reddy District, of an extent of 1945 sq. yards, as illegal, arbitrary and consequently direct the respondent not to interfere with the possession and construction carried by the petitioner in the said lands, and pass

such other suitable orders.

3. The petitioner had placed before this Court the proceeding of the Gram Panchayat, Nizampet, dated 18.5.2006 and also the registered sale deed, dated 22.3.2006. Several factual details are narrated in paragraphs 2 to 7 of the affidavit filed in support of the writ petition. The main grievance of the petitioner is that without following any procedure, the respondent and his subordinates are making attempts to interfere with the possession and construction activity of the petitioner relating to the subject matter of the writ petition. It is needless to say that the respondent is expected to follow the procedure in accordance with law.

4. In the light of the same, the writ petition is disposed of directing the respondent not to interfere with the possession and construction activity of the petitioner relating to the subject matter of the writ petition, unless and until the respondent follows due process of law.

5. Accordingly, the writ petition is disposed of. No order as to costs.

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P.S.NARAYANA, J.

Date: 15th December 2006.

Note:
Issue CC by 18.12.2006.

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BSB